



Deposition of:  
**David Dorrity**

*November 11, 2020*

In the Matter of:

**Pauling, Michael J., Et Al Vs.  
IDELIVERTL LLC, Et Al.**

**A. William Roberts, Jr & Assoc.**

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1 carrier and operations shall be instructed."

2 Q. So now let's do this verbatim, because  
3 it does not say "the motor carrier" to start that;  
4 correct?

5 A. Well, it starts out by saying -- it  
6 starts off under E that "every employer shall be  
7 knowledgeable of these regulations that are  
8 applicable to motor carriers," and then it further  
9 goes on to say that "every driver, an employee  
10 involved in motor carrier operations, shall be  
11 instructed regarding those same things."

12 I believe that means that it's the  
13 motor carrier it's talking about is to do those  
14 things.

15 Q. Mr. Dorrity, the regulation does not  
16 state that the motor carrier has to instruct a  
17 driver with a valid CDL license on how to perform a  
18 pre-trip inspection; correct?

19 A. I believe it infers that, but I'm not  
20 going to argue with you over it. I mean, you  
21 present your case like your expert presents his.

22 I believe there is significant  
23 agreement that this training that's referenced  
24 right here is the responsibility of the motor  
25 carrier to make sure that their drivers are

1 instructed on these critical safety features.

2 Q. And you testified that in order to  
3 obtain a valid CDL license in South Carolina there  
4 is testing regarding whether or not a driver is  
5 able to perform an appropriate pre-trip inspection;  
6 correct?

7 A. Correct.

8 Q. And you are not critical of that  
9 testing; correct?

10 A. Well, like I stated earlier, I'm  
11 neither critical or supportive unless I have facts  
12 about the quality of the DMV inspector.

13 Q. And you have never advocated for that  
14 testing to be changed in any way, shape or form;  
15 correct?

16 A. No.

17 Q. In fact, you have already said that you  
18 participated in what those examinations may look  
19 like when those regulations or those rules came  
20 into effect; correct?

21 A. Ask that question again.

22 Q. I believe you testified earlier that  
23 when the rule was coming into place for the  
24 commercial driver's license that you actually were  
25 working with the Department of Motor Vehicles